



PATENTS  
112056-0035  
P01-1311

Honorable Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

AMENDMENT TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in the Patent Application of  
Inventor(s): John A. Scott  
For: SYSTEM AND METHOD FOR CLUSTERED FAILOVER  
WITHOUT NETWORK SUPPORT  
Serial No.: 10/086,657  
Filed: February 28, 2002

are the following papers:

- A response to the Office action dated August 25, 2004
- A petition for extension of time and check for \$
- A check for \$958 to cover the fee for additional claims resulting from the response. The fee is calculated as follows:

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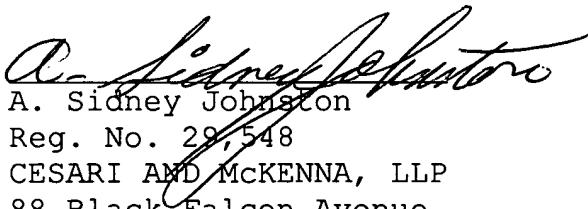
Total Claims Remaining after Amendment:.....	39
Less Highest Number of Total Claims Previously Paid for:.....	20
Difference.....	19
	x \$ 18 = \$ 342

Independent Claims Remaining after Amendment.....	12
Less Highest Number of Independent Claims Previously Paid for.....	5
Difference.....	7
	x \$ 88 = \$ 616

Multiple-Dependent-Claim Fee Required after Amendment and Not Previously Paid.....	\$ 0
Total of Above Calculations.....	\$ 958
Less Reduction for Small Entity .....	\$ 0
Total Due .....	\$ 958

The Commissioner is hereby authorized to charge any other fees under 37 C.F.R. §§1.16 and 1.17 that may be required, or credit any overpayment, to our Deposit Account No. 03-1237.

Respectfully submitted,

  
A. Sidney Johnston  
Reg. No. 29,548  
CESARI AND MCKENNA, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
(617) 951-2500



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**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In Re The Application of:

John A. Scott

)

)

Serial No.: 10/086,657

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Examiner: Contino, Paul F.

Filed: February 28, 2002

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Art Unit: 2114

For: SYSTEM AND METHOD FOR  
CLUSTERED FAILOVER WITH-  
OUT NETWORK SUPPORT

)

Cesari and McKenna, LLP  
88 Black Falcon Avenue  
Boston, MA 02210  
December 3, 2004

**EXPRESS-MAIL DEPOSIT**

"Express Mail" Mailing-Label Number: EV 335590875 US

The following papers are being deposited with the United States Postal Service  
"Express Mail Post Office to Addressee" service pursuant to 37 C.F.R. §1.10:

Fee Transmittal Letter  
 Check No. Z91598 for \$1,068  
 Return Request Postcard

Formal Drawing ( 7 sheets )  
 Petition 1 Months of Extended Time  
 Response to Office Action

12-6-04

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112056-0035  
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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PORT )

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Cesari and McKenna, LLP  
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Boston, MA 02210  
December 3, 2004

"Express Mail" Mailing-Label Number: EV 335590875 US

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**AMENDMENT**

This Amendment is filed in response to the Office Action mailed on August 25, 2004. All objections and rejections are respectfully traversed.

12/07/2004 YPOLITE1 00000059 10086657

01 FC:1202  
02 FC:1201

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616.00 0P